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STATEMENT OF OFFICER MICHAEL RODRIGUEZ
CONDUCTED BY INVESTIGATOR BRIAN KILLEN
on 21 July 2017 at 1225 hours
at the offices of the
Civilian Office of Police Accountability

LOG # 1085949
Attachment # 94

1 INVESTIGATOR KILLEN: This is the audio-recorded
2 interview of Officer Michael Rodriguez regarding Log No.
3 1085949/U#17-016. Today is the 21st of July 2017, and the
4 time's approximately 1225 hours. This statement is being
5 taken at the offices of the Civilian Office of Police
6 Accountability at 1615 West Chicago Avenue. My name is
7 Investigator Killen, that's spelled K-i-l-l-e-n. My star
8 number is 129. Also present is COPA Investigator Miranda
9 O'Boyle. If you would.

10 INVESTIGATOR O'BOYLE: Miranda O'Boyle, M-i-r-a-n-d-
11 a O'Boyle, O'-B-o-y-l-e.

12 INVESTIGATOR KILLEN: All right. And then Officer
13 Rodriguez is represented by attorney, Will Fahy. Will,
14 if you would.

15 WILL FAHY: Yes. It's Will Fahy, last name, F-a-h-
16 y.

17 INVESTIGATOR KILLEN: And then FOP Field Rep, Jim
18 Hennigan is in the room.

19 JIM HENNIGAN: Jim Hennigan, Field Representative
20 for the Fraternal Order of Police, H-e-n-n-i-g-a-n.

21 EXAMINATION

22 BY INVESTIGATOR KILLEN:

23 Q And then Officer Rodriguez, if you would please
24 say and spell your first and last names for me.

1 A The name is Michael Rodriguez, M-i-c-h-a-e-l R-
2 o-d-r-i-g-u-e-z,

3 Q What's your star number?

4 A Star No. 5978.

5 Q Okay, and your employee number?

6 A Employee number is [REDACTED]

7 Q And what's your date of appointment with the
8 Department?

9 A July 9th, 2007.

10 Q What's your date of birth?

11 A [REDACTED]

12 Q Okay. And your current unit of assignment?

13 A My current assignment is the 25th District.

14 Q How long have you been assigned to 25?

15 A Approximately seven years.

16 Q Okay. And you're aware that there's no
17 allegations of misconduct made against you.

18 A That's correct.

19 Q All right. You're also aware that this
20 statement has the standing of an official Department
21 report, and that any intentional falsification of any
22 answer to any question would be in direct violation of
23 the rules and regulations?

24 A That is correct.

1 Q With that, I would like to remind you that a
2 failure to provide a complete and accurate account of
3 this incident could result in a finding of Rule 14 with
4 discipline leading up to, and including separation from
5 the Chicago Police Department. Do you understand that?

6 A That is correct.

7 Q All right. What was your duty status and
8 assignment on July 16, 2017 at approximately 0308 hours?

9 A I was on --

10 MR. FAHY: Before we proceed any further, there is
11 something my client would like to say for the record.

12 OFFICER RODRIGUEZ: This statement is not being
13 given voluntarily, but under duress. I'm only giving
14 this statement because I know I will be fired if I
15 refuse.

16 BY INVESTIGATOR KILLEN:

17 Q Okay. So, July 16, 2017 about 0300 hours, what
18 was your duty status?

19 A I was on full-duty on routine patrol.

20 Q Okay. What time did you start work that night?

21 A 2100 hours.

22 Q So that would be 2100 hours on July 15th, right?

23 A That is correct.

24 Q All right. So you're a 1st Watch officer?

1 A That is correct.

2 Q All right. And your 2100 start would make you
3 the early car?

4 A Yes.

5 Q Okay. And then, if you started at 2100 on July
6 15th, what time would you end, roughly?

7 A Approximately 0600.

8 Q And that's on the 16th, right?

9 A That is correct.

10 Q Okay. Did you -- do you recall if you worked
11 the night before?

12 A I did.

13 Q All right. Do you remember, when was your last
14 day off before this incident?

15 A That would've -- the night of the incident
16 would have been my Thursday, so.

17 Q Okay. What's your day off group?

18 A Day off group is 65.

19 Q So then on -- on this day, on July 16th, 2017
20 you were uniformed or plain clothes?

21 A I was in full uniform.

22 Q Okay. Body camera?

23 A No, the 25th District doesn't have body cameras.

24 Q Were you wearing a protective vest?

1 A That is correct.

2 Q The blue uniformed shirt and all that?

3 A Correct.

4 Q On your vest did you have your badge, your
5 star?

6 A Yes.

7 Q Is it embroidered, or is it pinned on?

8 A It's embroidered.

9 Q All right. Same with your name?

10 A Correct.

11 Q Okay. You were working alone or with a
12 partner?

13 A With a partner.

14 Q And who's your partner?

15 A Officer Dennis McMillan (phonetic).

16 Q Okay. Officer McMillan also uniformed?

17 A Correct.

18 Q Okay. Are you and Officer McMillan regular
19 partners?

20 A Yes.

21 Q How long have you guys been partnered up?

22 A Relatively recently. I would say,
23 approximately two months.

24 Q Anybody else, other than McMillan, working with

1 you that night?

2 A Not that night.

3 Q All right. And then you and Officer McMillan,
4 you guys were assigned a vehicle?

5 A Correct.

6 Q What kind of vehicle was it?

7 A It was a marked squad.

8 Q All right. Do you remember the outside number
9 on it?

10 A I do not.

11 Q All right. Do you remember -- you guys are
12 given the call sign Beat?

13 A Correct.

14 Q What Beat were you working?

15 A 2523 Robert.

16 Q Is that your regular Beat?

17 A Yes.

18 Q All right. And then on that night, July 16th,
19 2017, you were involved in a shooting, correct?

20 A That is correct.

21 Q All right. And just -- just explain to me the
22 circumstances leading up to that actual incident.

23 A We -- my partner and I -- I was the driver of
24 the vehicle. I was traveling eastbound on Diversey. We

1 noticed a vehicle headed northbound on Mulligan, so we
2 trailed the vehicle. And we get -- as it turns into the
3 t-alley we noticed that the vehicle doesn't initiate a
4 turn signal.

5 Q What do you -- what do you mean by t-alley?

6 A I guess there's the alley that heads east right
7 off of Mulligan and Diversey.

8 Q Okay. And then -- so a portion of the alley
9 goes north/south, right?

10 A That is correct.

11 Q All right. So you're traveling east on
12 Diversey from -- what is that? What's the major street
13 right there?

14 A That would be Diversey, is the main --

15 Q The cross street?

16 A With the --

17 Q It's Central or Cicero, or something like that?

18 A No, the closest one would probably be like
19 Narragansett.

20 Q Okay. So you're traveling east from, say
21 Narragansett, approaching Mulligan?

22 A No, I was traveling east on Diversey.

23 Q On Diversey, I'm sorry. So you're approaching
24 Mulligan. You see this car turn?

1 A Correct.

2 Q Okay. And then you -- you go north?

3 A I follow the vehicle north.

4 Q Okay.

5 A The vehicle makes a right-hand turn into the t-
6 alley, which is headed eastbound, and fails to use a turn
7 signal.

8 Q All right. And initially, coming down
9 Diversey, is that car traveling east or west?

10 A I don't recall the -- that travel -- the
11 vehicle -- that vehicle.

12 Q Okay.

13 A I just pick it up right there at the -- at
14 Mulligan and Diversey, as it's going northbound.

15 Q Okay. So you don't recall if it was in front
16 of you taking a left, or coming at you taking a right
17 onto Mulligan?

18 A I don't recall.

19 Q Okay. And then it turns into the alley going
20 east?

21 A Correct.

22 Q Okay. And what happens?

23 A My partner, Dennis McMillan, runs the plate. I
24 tell him that he failed to use turn signals. We had

1 probable cause. He runs the plate. He informs me that
2 the plate is expired. I activate my emergency equipment.

3 Q All right. How does he run -- how does he run
4 the plate?

5 A He enters the plate vehicle information through
6 a PDT that's connected to the Secretary of State for
7 driver's license status, as well as a vehicle
8 registration.

9 Q Okay. So, the car doesn't signal. It's turned
10 east into the alley.

11 A Correct.

12 Q Right, so that gives you probable cause to pull
13 it over.

14 A Correct.

15 Q You activate your -- do you go lights and
16 sirens?

17 A Just the lights.

18 Q Okay. So, do they stop right away?

19 A No.

20 Q What do they do?

21 A The car slowly travels eastbound through the
22 alley until it hits the mouth of the alley, and it starts
23 to go north.

24 Q North on -- in the alley or --

1 A In the alley.

2 Q -- or the street?

3 A No, in the alley, I'm sorry.

4 Q Okay. And then what happens?

5 A It makes an abrupt stop, and I'm unable to
6 position my vehicle directly behind it.

7 Q So at that point, the civilian vehicle is
8 facing north?

9 A That is correct.

10 Q And then when you stop, which way are you
11 facing?

12 A In a -- I would probably -- not directly behind
13 it, so I would probably be, maybe like in a northeast
14 position.

15 Q Okay. All right. So --

16 A Off center.

17 Q -- so you're still in the east/west alley
18 portion --

19 A Correct.

20 Q -- kind of, and they're in the north/south
21 portion of the alley, correct?

22 A That is correct.

23 Q Okay. So then -- so what happens? So they
24 stop, and you stop.

1 A I immediately put my car in park. I exit the
2 vehicle. I approach the vehicle on the driver's side.

3 Q Before you get out of your car, could you tell
4 how many people are inside that civilian car?

5 A I knew that there was at least three heads.

6 Q You saw -- you saw that?

7 A That's from -- correct, from traveling behind
8 it. There was either three to four occupants in the
9 vehicle.

10 Q Okay. And you could see that through the like
11 the rear windshield?

12 A The rear windshield, correct.

13 Q All right. Do you remember what kind of car
14 they were driving?

15 A I do not.

16 Q Do you remember the color?

17 A Maybe like a tan color, I believe.

18 Q Okay. So before you get out of the car you're
19 -- there's at least three people inside of it?

20 A Correct.

21 Q Okay. And so, you stop.

22 A Correct.

23 Q Get out?

24 A Correct.

1 Q And how far behind it are you? How far behind
2 is your car from it?

3 A From the rear bumper of their vehicle?

4 Q Yeah.

5 A I would say maybe less than two feet.

6 Q Okay. So you get out. Does McMillan also get
7 out?

8 A That is correct.

9 Q So then the two of you approach on foot.

10 A Correct.

11 Q Do both of you approach on the driver's side?

12 A No.

13 Q Where does he go?

14 A He approaches in the guard position of the
15 vehicle.

16 Q Okay. And what does that mean, "the guard
17 position".

18 A Oh, I'm sorry. That he approaches on the
19 passenger's side of the vehicle.

20 Q Okay. And you approach the driver's side?

21 A I approach the driver's side 'cause I'm the
22 business officer.

23 Q Gotcha. And the business officer is what?

24 A Is the one that conducts all the business

1 between the traffic stop.

2 Q So between you --

3 A The driver.

4 Q -- you and the driver.

5 A Correct.

6 Q You do the talking.

7 A Correct.

8 Q Okay. So when you approach the driver's side,
9 do you approach the driver?

10 A That is correct.

11 Q Does he get out of the car?

12 A No.

13 Q What happens?

14 A As I approach the vehicle, I push my hand on
15 the rear of the vehicle to check and make sure that the
16 trunk is secure. I also put my hand on the vehicle,
17 leaving my fingerprints on the vehicle.

18 Q And why do you do that?

19 A Through our training in the Chicago Police
20 Department, it's for to make sure that there's no
21 occupants in the trunk. Also to make sure that there's -
22 - your fingerprints are left on the vehicle if the
23 traffic stop does go bad.

24 Q Okay. And your fingerprints being on the

1 vehicle would -- would do what for you?

2 A Would prove that that vehicle was involved in
3 whatever incident.

4 Q Okay. So you do that, and then what happens?

5 A As I approach the vehicle on the rear
6 passenger's side, I see -- I look inside. I see that
7 there's four occupants. I immediately tell them to put
8 their hands up where I could see them. I do it because
9 it's standard for me.

10 Q Okay. And the purpose of that is?

11 A Because there's more occupants in that vehicle
12 than me and my partner. It's late at night. It's in the
13 alley.

14 Q Okay. So, safety.

15 A For safety.

16 Q Okay. When you -- when you approach the
17 driver's side of that vehicle are the windows up or down?

18 A Some are up and some are down. I can't see on
19 that side. The driver's side was partially up, but he
20 was rolling it down. The rear passenger window was
21 slightly up.

22 Q Okay. So they could hear you, do you think?

23 A Correct.

24 Q So when you said "show me your hands" do they?

1 A They did it immediately without -- they
2 immediately complied.

3 Q Okay. And at that point, where are you
4 standing?

5 A Right behind, between the driver and the rear
6 passenger.

7 Q Outside the door --

8 A Outside the door.

9 Q -- in between the two doors, kind of?

10 A In between the two doors.

11 Q Okay. And how close to the vehicle are you?

12 A I'm immediately right next to the vehicle.

13 Q Are you (inaudible 0:11:01.1)?

14 A If I -- if was that close, yeah.

15 Q Okay. So what happens? So you tell them to
16 show your hands, they do and --

17 A They -- they comply. I approach the driver. I
18 take a peek in the vehicle. I see four occupants. I
19 asked the driver -- a brief -- a brief conversation. I
20 give him the initial reason for the stop. Informed him
21 that he failed to use the turn signal, as well as that
22 his tags were expired.

23 Q How does he respond?

24 A He was calm about it.

1 Q Okay.

2 A I asked him for a driver's license and valid
3 proof of insurance. He reached inside of his pocket, and
4 he gave me a piece of paper, which was a temporary
5 driver's license they give from the Secretary of State
6 now.

7 Q Okay.

8 A I asked him for valid proof of insurance. He
9 was unable to provide that.

10 Q Okay. So, what happens then?

11 A I, with my flashlight, I look inside. I could
12 see that everybody looks of young age.

13 Q Like young, like how?

14 A Like under the age that they shouldn't -- it
15 was under the age of 21, at least.

16 Q Okay.

17 A I could smell a faint smell of burnt cannabis.
18 As well as, I could smell alcohol in the vehicle.

19 Q And you smelled cannabis before?

20 A Yes, that is correct.

21 Q All right. And is that through your career as
22 a police officer?

23 A As my career as a police officer, and my
24 experience through the academy.

1 Q Okay. So you knew what it was when you smelled
2 it.

3 A Correct.

4 Q Okay. And then they look young, and you smell
5 -- you smell booze?

6 A Yes.

7 Q And what happens then?

8 A I ask -- I lean -- with my head I lean inside.
9 I look at their age -- ask them their ages. Everybody
10 gives me their age.

11 Q What'd they tell you?

12 A One was like 18, 17. One was 20. And the
13 gentleman that was closest to me who said that he was 18
14 years old.

15 Q The driver?

16 A The rear passenger.

17 Q Okay. So then what happened? So they give you
18 their ages?

19 A They give me their --

20 Q Are they still like showing hands and stuff?

21 A Correct.

22 Q They're still --

23 A Their hands are like this.

24 Q Okay.

1 A They were pretty calm at that point.

2 Q Okay.

3 A I asked to see the rear passenger, rear
4 driver's side passenger. He looks the youngest. I asked
5 him if there was any alcohol in the vehicle. He doesn't
6 reply, but he just looks down. His head is like
7 immediately drawn down to between his feet, with his
8 hands up. So, with his eyes looked down, my attention
9 was immediately drawn to that area. I looked down and
10 with the flashlight, I could see that there was the
11 barrel of a handgun.

12 Q So this is the -- in the backseat of the car,
13 the guy sitting behind the driver?

14 A That is correct.

15 Q Okay. So, you ask him his age. He says 20.

16 A No, he says 18.

17 Q Eighteen. And you're asking him if there is
18 alcohol in the car?

19 A Correct.

20 Q And then he just looks down at his feet?

21 A He looks -- gives me like a blank stare, and
22 then just puts his head down --

23 Q And --

24 A -- so his eyes are drawn to the floorboard of

1 the vehicle of where he's sitting.

2 Q -- and that draws your attention.

3 A That draws my attention.

4 Q You want to see what he's looking at.

5 A Correct.

6 Q So -- so you shine the flashlight on --

7 A Correct. I shine the flashlight. I see -- I
8 could clearly see the weapon.

9 Q You could see the barrel of --

10 A The barrel of a weapon.

11 Q And where's it at?

12 A It's partially under the driver's seat, and
13 still protruding outside on the floor. It's exposed.

14 Q Okay. And what happens then?

15 A I immediately scream, "Gun! Gun! Gun!" to my
16 partner, Officer McMillan. I draw my weapon, and I go
17 over the radio telling to get more cars here.

18 Q Okay. Do you go over the radio and say, "Hey,
19 I got a gun"?

20 A No.

21 Q Why not?

22 A I was trying to focus just on the rear
23 passenger.

24 Q Okay.

1 A At this time.

2 Q So when he looks down and looks at the gun,
3 does he -- he must have seen you put the flashlight on
4 the gun --

5 A Correct.

6 Q You shined a light on it, right?

7 A Correct.

8 Q Does he -- is his hands still --

9 A Yes.

10 Q -- is he still up and complying at that point?

11 A Yes.

12 Q And so what happens then? So you --

13 A And immediately it turns into anger, and he
14 says, "You're gonna have to -- oh, you're -- I'm not
15 going to jail. I'm not going to jail."

16 Q Did he say that right away?

17 A Yes. He said, "I'm not going to jail."

18 Q Now the -- and the -- the window of his of the
19 door right there, is it still up or down, or partially?

20 A It's partial.

21 Q Okay. So immediately he says you -- the hands
22 still up in the air and he says, "I'm not going to jail."

23 A "I'm not going to jail. I'm not gonna go to
24 jail. You're going to have to kill me."

1 Q And what do you say?

2 A And I said I wasn't going to kill him, but that
3 I was gonna shoot him if he reached for that weapon.

4 Q Okay. And what -- how does he respond to that?

5 A He kept saying, "Kill me. Kill me." And I
6 assured him that I wasn't going kill him, but I was just
7 gonna shoot him if he -- "Do not reach for the weapon.
8 Keep your hands up where I could see them."

9 Q All right. And you tell him, "Don't touch the
10 gun."

11 A I tell him several times, "Do not touch the
12 weapon."

13 Q What about the other -- the other occupants
14 inside the vehicle? Are they saying anything?

15 A They were -- the girl was screaming. My
16 attention was more drawn to him, but I could hear them in
17 the background.

18 Q What were they saying?

19 A Something to the effect of, "Calm down. Calm
20 down."

21 Q Now they saying that to you?

22 A No, my -- they were not talking to me. They
23 were talking to him.

24 Q Okay. And who's this -- the girl? Where does

1 she -- where -- where is she at in the car?

2 A The front passenger.

3 Q Front seat passenger?

4 A Correct.

5 Q She was screaming?

6 A Correct.

7 Q Was she like yelling at him, or was she --

8 A In a high-pitched voice.

9 Q What was she saying, just calm down?

10 A I don't -- it was just like just screaming.

11 Q Okay. So then he's telling you, "You're going
12 to have to kill me." And he keeps his hands up?

13 A Correct.

14 Q So, and are you -- are you still where you were
15 at before, right out the car door -- the window?

16 A I positioned myself, instead of it being
17 directly right here, I positioned myself a little further
18 in an angle where I could see more of his -- the weapon --

19 Q Uh-hum.

20 A -- and more of him, himself. I had my gun
21 drawn.

22 Q So -- because what you're doing, so instead of
23 facing directly, being perpendicular to the window --

24 A Correct.

1 Q -- where do you move?

2 A In more of a -- I don't how to explain it. But
3 more towards the rear of the vehicle. Like, I could
4 stand up and show you, if you need me to.

5 Q It won't catch it on the recording --

6 A Okay.

7 Q -- so that's why I'm trying to --

8 A I'm just -- I'm --

9 Q Do you move toward the front of the car, or the
10 -- front bumper or back bumper?

11 A Towards the back bumper.

12 Q All right. Do you move further away from the
13 car, like more toward the garages, or do you stay as
14 close to the car as you can?

15 A I try to stay as close as possible to the
16 vehicle, but giving him less line sight of me.

17 Q Okay. So you -- more -- so if he's sit --

18 A Call it a tactical position.

19 Q -- if he's sitting in the -- if he's sitting in
20 the backseat, back against the backrest, you're standing
21 more behind him?

22 A At an angle.

23 Q At an angle. And that's -- that does what for
24 you?

1 A That gives me shielding and cover.

2 Q Okay. So it's a tactical advantage.

3 A Correct.

4 Q Do you keep -- do you keep your -- do you keep
5 a line of sight to where the pistol's at?

6 A Correct.

7 Q And that's still on the floorboard of the car
8 at this point?

9 A From what I could see, it's -- I can't see the
10 gun directly, but I could see that his hands are still
11 up.

12 Q That's my next question. So you can still see
13 his hands?

14 A His hands are still up.

15 Q All right.

16 A I can't see the weapon, but I know it's there.

17 Q All right. Is he in -- and he's -- is he -- I
18 know you said there were four guys in the car. Is he the
19 only guy in the backseat?

20 A No.

21 Q So there's another guy in the backseat, right?

22 A Correct.

23 Q What is he doing?

24 A I don't know what he was doing, to be honest.

1 Q If he was to reach -- if the -- if the other
2 passenger in the backseat was to reach for the pistol,
3 would you have been able to see that?

4 A Officer McMillan was on that side.

5 Q Right, but I mean, you have -- you still can
6 kinda see where the gun's at, right?

7 A Correct.

8 Q So if anybody moved toward it, those two guys,
9 you would've seen it?

10 A Correct.

11 Q So your line of sight's not completely obscured
12 of the pistol?

13 A Correct.

14 Q Okay. So, and at this point, so now you move
15 back. You're kind of, again, "I'm not gonna kill you,
16 but I will shoot you if you go for the gun."

17 A Correct.

18 Q You've given him the command, "Don't reach for
19 the gun."

20 A Several times.

21 Q And so how long does this go on?

22 A It felt like hours.

23 Q Okay. And what happens?

24 A He -- he tell me, he says, "No, nigger, you're

1 gonna have to kill me." And I said again, "I'm not
2 trying to kill you." Then he got close enough to me
3 where he looked at me, and saw my nametag. And he says,
4 "Rodriguez, Rodriguez." And he --

5 Q How do you mean he got close enough to you?

6 A Well, he turned his head where he could see my
7 -- obviously, he had to have read my tag.

8 Q So he turns his head to his left?

9 A Towards me, and says, "Rodriguez, Rodriguez, if
10 you don't kill me, I'm gonna kill you." So I assured him
11 again, "I'm not trying to kill you. Just keep your hands
12 where I can see them." He had his hands like this. All
13 of -- he kept saying, "I'm gonna go for it. I'm gonna go
14 for it." He tried -- he started screaming, "Don't shoot
15 his cousin!" I'm -- I'm guessing -- assuming that that
16 would have probably been the rear passenger.

17 Q Oh, he -- do you know who his cousin is right
18 now?

19 A I never --

20 Q Okay.

21 A But that was what he was telling me.

22 Q So it could've been anybody in the car that was
23 his cousin?

24 A Correct.

1 Q Okay. So, "Don't shoot my cousin."

2 A "Don't shoot my cousin. Don't shoot my
3 cousin."

4 Q Okay.

5 A I -- I didn't say nothing. I said I'm not --
6 and then all of a sudden, he started screaming for
7 "Everybody get out of the vehicle!" Which I screamed,
8 "No, everybody stay in the vehicle" because I could hear
9 the other units -- the sounds -- the sirens were getting
10 closer. So I wanted --

11 Q So he's -- he's yelling at the other occupants
12 to get out of the car?

13 A Correct.

14 Q Why do you think he was doing that?

15 A I don't know what his mindset -- I -- may -- I
16 don't know what he was -- his intentions were.

17 Q Sure.

18 A But I --

19 Q So he's saying, "Don't shoot my cousin." And
20 then he's yelling at these guys to get out of the car?

21 A Correct.

22 Q Do they get out of the car?

23 A No.

24 Q Does anybody open any doors, or anything like

1 that?

2 A No.

3 Q So they stay there?

4 A Correct.

5 Q Now are they still like hands up?

6 A Everybody's with their hands up.

7 Q Are they saying anything?

8 A Um, my attention was drawn to him, and engaging
9 in him, and trying to deescalate him to --

10 Q Okay.

11 A -- to comply with what I was telling him, "Do
12 not reach for the weapon."

13 Q Okay. So what happens then? So he's screaming
14 "Get out of the car!" You hear sirens getting closer.

15 A Correct.

16 Q Then what happens?

17 A As that happened, he kept saying, "I'm going
18 for it. I'm going for it." And in a brief swift move,
19 he kept his hands up, and his whole body hunched over
20 with his hands down like this. That's when I discharged
21 my weapon.

22 Q So he -- so he moved quickly but his -- what
23 you just said there, both hands down between his feet?

24 A Correct. So I --

1 Q Okay. At that time, what's between his feet?

2 A The weapon.

3 Q Okay. So you think he -- it looks like he's
4 going for it, right?

5 A I reasonably believed that he was reaching for
6 that weapon.

7 Q Okay. Do you see him grab it?

8 A No.

9 Q Does he come up -- do you ever see him come up
10 with it?

11 A No.

12 Q What, so he -- he hunches down, right?

13 A Correct.

14 Q And what happens?

15 A I discharged my weapon.

16 Q Do you know how many times?

17 A Approximately two to three times.

18 Q Okay. Do you know how many times now you have
19 at the time?

20 A How -- no I do not. I don't.

21 Q At the time, did you count your shots?

22 A No, I did not.

23 Q Okay. So, two to three times maybe?

24 A Correct.

1 Q And do you have -- you have a clear line of
2 sight on him?

3 A Correct.

4 Q All right. So, your weapon's discharged. Do
5 you point your gun at him?

6 A Correct.

7 Q Do you line it up with your sights?

8 A Yes.

9 Q All right. Do you -- are you right or left-
10 handed?

11 A I'm right-handed.

12 Q Do you recall like how you held the gun when
13 you fired it?

14 A Like just a regular, with our training.

15 Q The strong arm, right hand?

16 A Strong arm, right hand.

17 Q Left hand is -- is it a two-handed or one-
18 handed grip?

19 A It's a two-handed grip like that.

20 Q Okay. So your left hand's your support hand?

21 A Correct.

22 Q Okay. You line it up with your sights?

23 A Correct.

24 Q Approximately how far away is the barrel of

1 your gun from him when you fire your weapon?

2 A I want to say less than -- less than three to
3 four feet, if that.

4 Q Okay. And the window's still partially up?

5 A At this time, the window get -- shatters.

6 Q So one of your rounds, you fired rounds,
7 strikes the window at least?

8 A I -- I think so.

9 Q Okay. Oh, you didn't smash -- did you smash
10 out the window --

11 A No, I did not.

12 Q -- with the baton, or the butt of the gun, or
13 anything?

14 A No, I did not.

15 Q Did he smash out the window, or roll it down?

16 A No.

17 Q Okay. So he hunches down, and he goes to what
18 you believe to be him grabbing it. You fire.

19 A Correct.

20 Q If you had struck him, where would you -- what
21 would you have struck?

22 A His body.

23 Q No, but where on his body? Like what were you
24 aiming at?

1 A His body, his upper torso, this area.

2 Q Like the left side of his upper --

3 A Correct, upper body.

4 Q Okay. So what happens? You fire your two or
5 three times. What does he do?

6 A He keels over. As that happens, I -- the
7 sirens come. I could hear them. I could -- I could hear
8 the officers approaching. I'm screaming like, "Don't!
9 Stop! Stop! Stop! He has a weapon!" So --

10 Q You were -- you were screaming that to --

11 A To the officers.

12 Q -- the officers?

13 A Yes, because my fear was that they were going
14 to rush him.

15 Q So, let me ask you. So, at that point then,
16 you fire your weapon, right?

17 A Correct.

18 Q He keels over. Does he -- is he unconscious?

19 A I don't know at that point.

20 Q Does he like keel over to the side?

21 A He just keels over to the side. I let the
22 officers -- they'll start running into it.

23 Q Can you see where the pistol's at after he
24 keels over?

1 A No. So I start to approach to see, and check
2 on him to see if he needed any medical attention. As
3 that happened, he hunches over, and then I back up a
4 step. And then with his left hand he grabs the weapon
5 and drops it out of the door.

6 Q Okay. So, hold on. So when you fire your
7 weapon, are you in a -- in a fixed position? Are you
8 standing still?

9 A That is correct.

10 Q Do you remain in that position this entire
11 time?

12 A When I discharged my weapon, I took a step to
13 back.

14 Q Okay. So, you retreat a little bit?

15 A Correct.

16 Q Okay. And the purpose of retreating those
17 couple steps?

18 A Just -- I don't know, just --

19 Q Okay.

20 A I don't -- just --

21 Q Just did it.

22 A That's correct.

23 Q Okay. And then he -- so he's still in the car,
24 correct?

1 A Correct.

2 Q Are portions -- are portions of his body
3 obstructed from your view?

4 A When he's in the vehicle?

5 Q Yeah.

6 A Correct.

7 Q You got the door there, right?

8 A Correct.

9 Q There's other people in the car. Okay. So he
10 keels over. Does he keel over like his head between his
11 knees, or is he off to the side, or how does that work?

12 A Initially he goes to the left.

13 Q Like against the door?

14 A Against the door like this.

15 Q Okay.

16 A And then he's motionless.

17 Q And he stays still?

18 A Correct.

19 Q And then now -- okay, so then at this -- I know
20 this is all happening really fast, right?

21 A Correct.

22 Q So then you hear other sirens -- you hear the
23 sirens. You know other officers are coming.

24 A Correct.

1 Q When he keels over to the side like that, do
2 know where that pistol's at?

3 A I still believe that it's in the floorboard, or
4 it could be even in his hands. I don't know.

5 Q That's my question. Can you see his hands?

6 A No, I cannot.

7 Q All right, so you don't know --

8 A No.

9 Q -- at that point? From where you're vantage
10 point, you can't see.

11 A Correct.

12 Q Okay. So, is it -- and then you're yelling
13 he's armed -- he may -- there's a gun.

14 A There's a gun -- the weapon. There's a gun in
15 the car. And that's why I stood a safe distance back.

16 Q All right. And then you approach to see --
17 'cause -- is he still motionless at this point, when you
18 approach to see if he's --

19 A As I'm approaching that's when he just keels
20 over like this.

21 Q Like forward.

22 A Forward. And then a short time later, his left
23 hand reaches out the window with the weapon.

24 Q Okay. Are you saying anything? Are you giving

1 commands? You doing anything?

2 A I'm -- as -- as I see the weapon, I'm
3 screaming, "Gun! Gun! Gun!"

4 Q No, no, no, before that. Before you see him
5 drop -- because he --

6 A I thought --- truthfully, I thought he was
7 dead.

8 Q Okay. And then he keels -- so he goes forward
9 and he comes up with the gun?

10 A Correct.

11 Q And the way you're doing it, he actually just
12 like extended his arm out the window, and drop it on the
13 ground?

14 A He just does it like this.

15 Q Just drops it straight up?

16 A Correct.

17 Q And where are you when that happens?

18 A I'm pinned between the garage, his vehicle and
19 my vehicle.

20 Q What do you mean "pinned".

21 A Well, I -- the garage is to my left. Sorry.
22 My vehicle is directly behind me, and then their vehicle
23 is in front of me.

24 Q Okay. So you're kind of in the middle of the

1 three --

2 A Correct.

3 Q -- the structure and the two vehicles. And
4 your vehicle remains where it was when you stopped,
5 right?

6 A Correct.

7 Q Like nobody's moved it since?

8 A No, no.

9 Q Okay.

10 A Not that I --

11 Q Same with the civilian's car, nothing's moved
12 at this point?

13 A Not that I -- nobody moved anything.

14 Q Okay. So you're -- how many feet away from the
15 car when he extends his arm, and drops the gun on the
16 ground?

17 A I would say anywhere from 10 to about 13 feet.

18 Q Okay. You have a clear line of sight of what's
19 happening right then and there?

20 A Correct.

21 Q And you're 100 percent that it was -- he -- he
22 extends his left hand and drops it out?

23 A Yes.

24 Q You see that?

1 A Yes.

2 Q Okay. So, what happens? So, he drops -- does
3 he say anything?

4 A No.

5 Q Just drops the gun out the window?

6 A Just drops the weapon.

7 Q And where does it land?

8 A Directly next to the rear door.

9 Q His door --

10 A His door.

11 Q -- of the vehicle.

12 A A little -- a little bit further than the door
13 itself.

14 Q Okay. Like how many -- the distance between
15 the gun and the car at that point?

16 A I would say about three and a half feet.

17 Q Okay. So what happens?

18 A All of a sudden the door to the rear of the
19 vehicle opens. Now I could see him. I'm screaming,
20 "Stay in the vehicle! Stay in the vehicle!" He exits
21 the vehicle.

22 Q Has anybody ordered these guys out of the car
23 at this point?

24 A No.

1 Q Okay.

2 A I don't believe so.

3 Q Okay. Okay. So, before he opens the door,
4 does any of the other occupants exit?

5 A I don't believe so.

6 Q Okay.

7 A I'm almost --

8 Q So, do you see the driver open his door, or
9 anything like that?

10 A No.

11 Q Okay. So, the four of them, as far as you're
12 aware, they're still in that vehicle?

13 A Correct, as far as I'm aware.

14 Q And then he opens the door, the rear passenger
15 on the driver's side.

16 A Correct.

17 Q And you're saying -- and you're like, "Stay in
18 the car."

19 A Yes.

20 Q Okay. So what happens then?

21 A I'm telling to stay inside the car because I
22 didn't want him to reach for the weapon.

23 Q Would he have been able to?

24 A Yes.

1 Q Is it close enough to --

2 A Yes.

3 Q Okay.

4 A As the door opens, he gets out and he limps to
5 the weapon.

6 Q Does he fully exit the car?

7 A Yes.

8 Q Does he stand like upright and all that?

9 A He's standing upright.

10 Q Does he close the door then as he -- after he
11 gets out of the car?

12 A No, the door stays -- remains open.

13 Q So, does he walk -- does he have to like walk
14 around it to get the pistol?

15 A He walks directly to the weapon.

16 Q And grabs it?

17 A Grabs it.

18 Q Are you still where you're at between the
19 garage and the two cars, and all that?

20 A Correct.

21 Q So what do you do at this point?

22 A I'm screaming, "Gun! Gun! Gun! Don't pick up
23 the weapon!" And he picks up the weapon with this left
24 hand.

1 Q And then what?

2 A He picks up the weapon and begins to spin
3 around, and lift it up as a draw, the weapon.

4 Q Like, what do you mean, "as a draw"?

5 A He went to go pick up the weapon in a shooting
6 grip. Had grabbed the weapon, began to spin around,
7 which would have been going towards my partner.

8 Q Okay.

9 A Officer McMillan.

10 Q Right, where was McMillan at that point?

11 A I believe that he was right next to the
12 vehicle, which would have been on the rear passenger's
13 side of the vehicle.

14 Q Of the civilian vehicle?

15 A Correct, the civilian's vehicle.

16 Q Were there other officers out there at that
17 time too?

18 A Yes.

19 Q Do you know who?

20 A Sergeant Ronan was to my right.

21 Q Okay. And how far away are you from the kid
22 picking up the gun at this point?

23 A The same distance, approximately 10 to --

24 Q Thirteen feet?

1 A -- 13 feet.

2 Q Okay. Is there anything in between you and
3 him, any -- any -- anything obstructing your view?

4 A No.

5 Q Does he actually pick the gun up?

6 A Yes.

7 Q He picks it up, lifts it off the ground?

8 A Lifts it off the ground.

9 Q Grabs it by the grip?

10 A Grabbed it by the grip.

11 Q And you're 100 percent he grabbed it with his
12 left hand?

13 A Correct.

14 Q All right. And then you say "as a draw" like
15 he's going to take a bead, and he's gonna aim the gun --

16 A Correct.

17 Q -- in the direction of Officer McMillan, is his
18 direction, correct?

19 A Correct.

20 Q So, what happens then?

21 A I discharge my weapon again.

22 Q All right. Do you know how many times at that
23 point?

24 A Approximately two to three times.

1 Q Same grip, two-handed?

2 A Two -- still the same grip.

3 Q Okay. Do you use sights to line it up?

4 A I just used the first, front sight --

5 Q Okay.

6 A -- as best I could.

7 Q All right. Were you aware at the time of any
8 other officer discharging their firearm at this guy?

9 A I was not aware.

10 Q Did you hear any of the gunshots?

11 A I -- I just didn't any to be honest with you.

12 Q Okay. Do you know if that -- if that guy had
13 discharged his firearm?

14 A I don't know if he did.

15 Q Okay. So you -- you fired another -- now this
16 is your second volley.

17 A Correct.

18 Q Are your shots, when you're -- let's go back to
19 the first volley when he's sitting in the car. Are your
20 shorts, your two or three, are they quick, or are they
21 spaced out?

22 A Quick burst.

23 Q Okay. And then your second volley, quick
24 bursts or spaced out?

1 A I would say quick burst as well.

2 Q Okay. And so after your second volley, and you
3 discharged it two or three times, what happens?

4 A He falls to the ground.

5 Q Okay. When he falls is he still holding the
6 gun?

7 A No, he falls to the ground, and when he falls
8 to the ground, he lands on top of the weapon itself.

9 Q How does he fall? Like what's --

10 A Like -- it's just like a sack of potatoes, like
11 dead weight as he goes down. I don't know how else to
12 describe it.

13 Q No, no. Does he land on his back, his butt,
14 his stomach?

15 A No, he lands on his chest area.

16 Q Okay.

17 A Sergeant Ronan runs forward. He's screaming
18 like, "Stop firing! Stop firing! Cover me!" So I
19 remain in a tactical position. I cover --

20 Q Okay.

21 A -- Sergeant Ronan. I have my gun drawn.

22 Q Can you see -- can you see this guy's hands
23 after he's fallen?

24 A No.

1 Q Are his hands under him when he falls?

2 A Correct.

3 Q Okay. And the same with the gun? It's under
4 him?

5 A And the same with the gun.

6 Q Okay.

7 A So, Sergeant Ronan goes around, grabs him, and
8 drags him a short distance to separate him from the
9 weapon.

10 Q Okay.

11 A I see, as I'm approaching, I still have my gun
12 drawn. I could see the weapon to my right. I reholster.
13 But now he has his left hand under his -- in his waist
14 area. So it is my assumption, and my belief that he had
15 a secondary weapon.

16 Q Sure.

17 A So, I immediately jump on top of him. I do
18 emergency handcuffing to get his hand away from his
19 waist. I handcuff him behind his back.

20 Q Now is he on the -- is he prone on the ground?

21 A He's facing forward. His head is facing
22 northbound.

23 Q And he's on his belly?

24 A On his belly, correct, in the alley.

1 Q And then -- so the gun that he had that you
2 saw, I know you said that he dragged him a little bit
3 away from the gun, right?

4 A Correct.

5 Q Where's the gun at, at this point?

6 A It's in approximately the -- like by the rear
7 passenger door, like around in that general area.

8 Q Of the car he was just in.

9 A Correct.

10 Q Like how far away?

11 A From where we were, in landed -- when I -- I
12 could see -- by the time -- when I was handcuffing him,
13 my body was a little bit parallel to the front bumper,
14 the civilian's front bumper. I'm sorry. So we were a
15 little bit shorter distance ahead of that.

16 Q So, wait. So Sergeant Ronan has to go grab him
17 and he doesn't know if he's got the gun or not. Doesn't
18 know -- can't see it, right?

19 A Correct.

20 Q He's on top of it.

21 A Correct.

22 Q So, Sergeant Ronan drags him away from the gun

23 --

24 A I --

1 Q -- or rolls him over?

2 A We were -- Sergeant Ronan just grabbed him so
3 that he could separate him from the weapon.

4 Q Okay. And then -- so the gun, in relation to
5 the car, now you said it's near the rear door on the
6 driver's side, right?

7 A Correct.

8 Q Same side of the car that he got out of?

9 A Correct.

10 Q How close to the car is that gun at that point?

11 A I didn't -- I mean, I seen it was there, but it
12 was maybe like -- maybe like two feet away from the
13 vehicle.

14 Q Okay. And then he's dragged to -- like to the
15 front bumper.

16 A Correct.

17 Q Okay. And then you guys, between you and
18 Ronan, you're able to handcuff him?

19 A I handcuffed him myself.

20 Q Okay. And Ronan's there still?

21 A Ronan is in front of me, and he's taking
22 control of the radio.

23 Q Okay. Did the guy have a second weapon?

24 A No, I did not discover any weapon --

1 Q Okay.

2 A -- as a result of the pat down.

3 Q Was he still conscious at this point?

4 A He was moaning. He kept saying, "Rodriguez,
5 Rodriguez, I'm dying." And I said, "You're not going to
6 die. Just stay still. Calm down." Then he -- he's
7 like, "Tell my mom. Tell my mom." And that was pretty
8 much the end of the conversation.

9 Q Okay. And going back to the gun he dropped.
10 The gun that you see on the ground. Did you ever touch
11 it?

12 A No.

13 Q Are you aware of anybody grabbing it or
14 touching it, or moving it?

15 A I'm unaware of that.

16 Q Okay. And then he never -- he didn't have a
17 second firearm on him, right?

18 A That's correct.

19 Q Okay. So, the gun that you did have, what was
20 it?

21 A According to the police reports, and we later
22 discovered that it was Glock.

23 Q All right. A semi-automatic?

24 A Semi-automatic, Glock 22.

1 Q What was the finish on it?

2 A Blue steel.

3 Q Okay. All right. And then the other three
4 occupants are -- they're taken out of the car too, right?

5 A Yes. Ronan orders all the occupants of the
6 vehicle to be separated, and placed in separate vehicles.

7 Q Okay. Are any of them injured?

8 A As a result of the shooting, no, I believe not.

9 Q Okay. And as far as you're aware, did any of --
10 were any of them armed also?

11 A As far as I know, no.

12 Q Okay.

13 A As far as I'm aware of.

14 Q All right. So then, an ambulance is called,
15 and --

16 A Correct.

17 Q Right? And they take the offender to the
18 hospital?

19 A Correct.

20 Q You go to hospital too, right?

21 A Correct.

22 Q Why is that?

23 A I had shortness of breath, and I had what the
24 doctor called an anxiety attack.

1 Q Uh-hum. How'd you get there?

2 A CFD ambulance.

3 Q Okay. Do you know which one?

4 A I don't recall.

5 Q Okay. Anybody go with you?

6 A Sergeant Ronan, who suffered the same symptoms.

7 Q In -- in the ambulance?

8 A Correct.

9 Q Okay. Where'd -- where'd you guys go?

10 A Lutheran General, I believe.

11 Q All right. We're you prescribed anything at
12 all that night? Did they give you anything?

13 A Yes.

14 Q Okay. And then -- and then you eventually come
15 back and you did a walkthrough with the OCIC.

16 A Correct.

17 Q Okay. All right. Then, I know you -- you
18 described it as two volleys of shots, right? Two to
19 three times a piece?

20 A Correct.

21 Q All right. Do you know now how many times you
22 fired?

23 A I -- it's -- I had six times, I guess. And
24 when I went to Area North, I guess there's six shots.

1 Q Had somebody take your --

2 A Correct.

3 Q -- they counted out your magazine?

4 A Correct.

5 Q All right. Did you complete the TRR yourself?

6 A Yes, I did.

7 Q Okay. And the OBR also?

8 A That is correct.

9 Q Any other police reports you do?

10 A That day, no.

11 Q Okay. Since then?

12 A No.

13 Q Okay. And then, the firearm you had at the
14 time, what did you have?

15 A I have a Glock 23, which is a .40 cal. Just
16 like the subject's gun. He had a Glock 22. He had the
17 full. I have the sub-comp -- the compact one --

18 Q Okay.

19 A -- with the same finish.

20 Q What's your capacity on that?

21 A It's 13.

22 Q Plus one in the chamber, then?

23 A That's correct.

24 Q Okay. And you were fully -- you were fully

1 loaded at the time?

2 A Negative.

3 Q No?

4 A No, I never keep it fully loaded. I always
5 keep it one less because of the springs. It gets too
6 tight.

7 Q Do you -- so you keep one in the chamber, but
8 the mag is --

9 A One.

10 Q -- minus one because of the wear on the
11 springs.

12 A Exactly.

13 Q And then at the time, did you have any other
14 firearms on you?

15 A No.

16 Q Do you own any other firearms?

17 A Yes.

18 Q What do you own?

19 A A Glock 30, not the slim frame one, but the
20 regular Glock 30 --

21 Q Okay. Do you ever use it --

22 A -- and then the Ruger LCP.

23 Q -- as your duty (inaudible 0:3758.9)?

24 A I did at one point.

1 Q Okay.

2 A It was a gift.

3 Q Okay. But you only carry the one on duty,
4 right?

5 A That is correct.

6 Q All right. And you're unaware of any other
7 officer discharging his firearm, right?

8 A That I'm unaware of.

9 Q At the time.

10 A At the time.

11 Q I mean, now you know differently, right?

12 A Correct.

13 Q Okay.

14 INVESTIGATOR O'BOYLE: I just have a few questions.

15 BY INVESTIGATOR O'BOYLE:

16 Q Do you have a dash camera?

17 A Do I have a dash camera in the --

18 Q In the --

19 A -- vehicle?

20 Q -- vehicle?

21 A Yes.

22 Q And was it operable on the night of the
23 incident?

24 A The night of the incident it had a ticket

1 number.

2 Q Okay.

3 A I'm sorry, which means it wasn't working. So I
4 don't know if it caught the incident partial, I guess.

5 Q And when did you discover that the dash camera
6 was not working?

7 A At the beginning of tour.

8 Q And that's when you put the ticket in?

9 A It had a previous ticket.

10 Q Okay. Do you know when the ticket was issued
11 for the dash cam?

12 A I -- that I don't know.

13 Q And did you try to turn on the dash cam the
14 night of the incident?

15 A Actually, I powered it off because of the
16 ticket, and then it went back on.

17 Q When it went back on, did you try to log on, or
18 what did you do when it went back on?

19 A I just -- it just powered on then, didn't even
20 give an option to log on.

21 Q Okay. And since the dash cam had a ticket, and
22 were you guys wearing your mics?

23 A Since there was no -- since the dash cam had a
24 ticket, we don't carry a microphone.

1 Q Okay. And, then going to the actual incident,
2 where was -- so when the back driver passenger was being
3 drug away from the guy, where was the driver of the
4 vehicle at, at that time?

5 A I believe he was still inside the vehicle.

6 Q Okay. And do you know at what point he was
7 taken out of the vehicle?

8 A At one point he was.

9 Q After the back -- driver back passenger was
10 drug away from the gun?

11 A Correct.

12 Q Okay.

13 A All the occupants were ordered out of the
14 vehicle.

15 Q Okay.

16 INVESTIGATOR O'BOYLE: I think that's all I had.

17 INVESTIGATOR KILLEN: All right.

18 BY INVESTIGATOR KILLEN:

19 Q Is there anything you think we should mention
20 that hadn't been brought up? Anything you think is
21 important that hasn't been brought up yet?

22 A Yeah, just something in the TRR that I wanted
23 to maybe clarify.

24 Q Sure.

1 A If I could take a look at it. Just this one
2 right here, where it says his condition -- his condition,
3 where it says, *apparently normal*. And then it gives,
4 *under the influence*. Obviously, he was hospitalized.

5 Q Uh-hum.

6 A But I put *apparently normal* because in the
7 initial part of the stop he did appear normal.

8 Q Okay.

9 A And then, obviously, that he was under the
10 influence because I smelled the alcohol.

11 Q Sure. Okay.

12 A And then, number 45, where it also says, *Did*
13 *this discharge resulted in self-infliction?* I
14 inadvertently put the "yes".

15 Q Oh, so that --

16 A It says, *Does discharge result in self-*
17 *infliction of an injury?* So that would've have been, no.

18 Q Well, regarding you. So it's not you. You
19 didn't self-inflict any injuries upon yourself.

20 A Correct. Correct.

21 Q I gotcha.

22 A Sorry.

23 Q All right. Anything else, or are you good?

24 A I think I should be good.

1 Q Okay. So then the (inaudible 0:41.24.7) is
2 kind of like a progression is when you're saying, he
3 appeared normal in the beginning.

4 A Correct.

5 Q And then not so much at the end.

6 A Correct.

7 Q I gotcha. And then the under the influence is
8 because you smelled the marijuana and the booze.

9 A Correct.

10 Q I gotcha. Okay. Anything else?

11 INVESTIGATOR O'BOYLE: There is only one other
12 clarifying question I wanted for the record.

13 BY INVESTIGATOR O'BOYLE:

14 Q You said the window was partially down. Can
15 you just describe approximately how far up or down the
16 window was for the back rear driver passenger?

17 A It was approximately mid -- maybe less than
18 middle, midway up.

19 Q Okay.

20 A I believe.

21 BY INVESTIGATOR KILLEN:

22 Q Anything else you'd like to add?

23 A No.

24 Q All right. Any everything you stated is a true

1 and accurate account of what occurred?

2 A Yes.

3 INVESTIGATOR KILLEN: All right. This will conclude
4 the audio-recorded interview of Officer Michael Rodriguez
5 regarding Log No. 1085949/U#17-16. Today is the 21st of
6 July 2017 and the time's approximately 1308 hours.

7 (STATEMENT ENDED)

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1 STATE OF ILLINOIS)

2) SS

3 COUNTY OF C O O K)

4
5 I, VICTORIA E. ROCK, a Notary Public, Certified
6 Shorthand Reporter and President of Victoria Legal +
7 Corporate Services, do hereby certify that I caused
8 this audio recording to be transcribed.

9 I further certify that the foregoing is a true
10 and correct transcription to the best of my ability;
11 and further, that I am not counsel for nor in any
12 way interested in the outcome thereof.

13
14 IN TESTIMONY WHEREOF, I have hereunto set my
15 hand this 18th day of August, 2017.

16
17
18
19 **VICTORIA E. ROCK**

20 Notary Public, Cook County, IL

21 C.S.R. License No. 084-001929